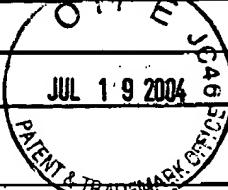


Revised PTO/SB/31 (06-04)

Approved for use through 07/31/2008. OMB 0651-0031

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) US-P01001
In re Application of: 	Inventor: G.Thomas Wolf	
Application Number: 09/834,208	Filed: April 12, 2001	
For: Oxygen Mask		
Group Art Unit: 3761	Examiner: M. Mendoza	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.		
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00		
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced in half, and the resulting fee is: \$ 165.00 <input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____ . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>51,269</u> <input type="checkbox"/> Attorney or agent acting under 37 CFR 1.34 Registration number # acting under 37 CFR 1.34	 Peter P. Tung Signature <hr/> Peter P. Tung Typed or Printed Name <hr/> 443-691-0177 Telephone Number <hr/> July 19, 2004 Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.		
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.		

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Re: Application No. 09/834,208

Confirmation No. 3950

JUL 19 2004

Filing Date : April 13, 2001

Examiner: M. Mendoza

Applicant: G. Thomas Wolf

Art Unit: 3761

For: Oxygen Mask

Docket No. US-P01001

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Notice of Appeal from the Examiner to the
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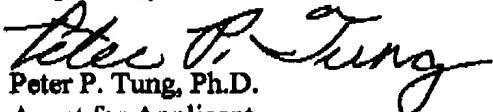
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Sir:

The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action mailed April 19, 2004, Paper No. 14. Claims 1-3 have been at least been twice rejected as required under 37 C.F.R. 1.17(b). The claims that the Applicant wishes to appeal are Claims 1-3 and 4-10.

The fee required for this Notice of Appeal under 37 CFR § 1.27 is enclosed. The applicant claims Small Entity status under 37 C.F.R. § 1.27. It is not believed by Applicant that any other fees are due. However, if any additional fees are required, the Commissioner is authorized to charge any such fees to the credit card account listed on the attached Form PTO-2038.

Respectfully submitted,


Peter P. Tung, Ph.D.
Agent for Applicant
Registration No. 51,269

Date: July 19, 2004

6467 Galway Drive
Clarksville, Maryland 21029
(443)691-0177